

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 57891.US/2125.0  
First Named Inventor Robert J. Nuspliger  
Title PARTICULATE MONITOR  
Express Mail Label No. EV 328 516 469 US

22386 U.S. PTO  
10/6/3714

092903

**APPLICATION ELEMENTS**  
See MPEP Chapter 600 concerning utility patent application contents.

**ADDRESS TO:** Commissioner for Patents  
Mail Stop PATENT APPLICATION  
P.O. Box 1450  
Alexandria, VA 22313-1450

- 1 ☒ Fee Transmittal Form (e.g. PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
- 2 ☐ Applicant claims small entity status
- 3 ☒ Specification [Total Pages 25]
- 4 ☒ Drawing(s) (35 U.S.C 113) [Total Sheets 5]
- 5 Oath or Declaration [Total Pages 2]
  - a. ☒ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 CFR 1.63(d))
    - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- 6 ☐ Application Data Sheet. See 37 C.F.R. 1.76
- 7 ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- 8 Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

- 9 ☒ Assignment Papers (cover sheet & document(s))
- 10 ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
- 11 ☐ English Translation Document (if applicable)
- 12 ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations
- 13 ☐ Preliminary Amendment
- 14 ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
- 15 ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
- 16 ☐ Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i).  
Applicant must attach form PTO/SB/35 or its equivalent
- 17 ☐ Other:

18. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information below and in a preliminary amendment:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.:

Prior application information: Examiner

Group / Art Unit:

For **CONTINUATION OR DIVISIONAL APPS only**: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

### 19. CORRESPONDENCE ADDRESS

Customer No. 000408 or Bar Code Label (Insert Customer No. or Attach bar code label here) or Correspondence address below

Name LUEDEKA, NEELY & GRAHAM, P.C.

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Name (Print/Type) Robert O. Fox

Registration No. (Attorney) 34,165

Signature

*Robert O. Fox*

Date September 29, 2003

# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

## Complete If Known

Application Number	
Filing Date	September 29, 2003
First Named Inventor	Robert J. Nuspliger
Examiner Name	
Group / Art Unit	
Attorney Docket No.	57891.US/2125.0

TOTAL AMOUNT OF PAYMENT (\$)**964.**

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account No. **12-2355**  
Deposit Account Name:  
**LUEDEKA, NEELY & GRAHAM**

☒ Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17.

2. ☒ Payment Enclosed: **Check No. 49184**

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	750	201	375	Utility filing fee	750.
106	330	206	165	Design filing fee	
107	520	207	260	Plant filing fee	
108	750	208	375	Reissue filing fee	
114	160	214	80	Provisional filing fee	
<b>SUBTOTAL (1)</b>					<b>(\$) 750.00</b>

2. **EXTRA CLAIM FEES**

Extra Claims	Fee from below	Fee Paid
Total Claims 25 - 20** = 5	18.	= 90.
Independent Claims 4 - 3** = 1	84.	= 84.
Multiple Dependent Claims X		=

\*\*or number previously paid, if greater.

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim	
<b>SUBTOTAL (2)</b>					<b>(\$) 174.00</b>

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Statement	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40.
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))	
<b>Other fee (specify)</b>					
<b>*Reduced by Basic Filing Fee Paid</b>					
<b>SUBTOTAL (3)</b>					<b>(\$) 40.00</b>

## SUBMITTED BY

Typed or Printed Name **Robert O. Fox**

Registration No. **34,165**

Signature 

Date **September 29, 2003**